

6 January 1971

MEMORANDUM FOR THE RECORD

SUBJECT: Ervin Hearings on Intelligence Surveillance of  
U. S. Citizens

1. The undersigned saw Mr. J. Fred Buzhardt, General Counsel, Department of Defense, on 5 January 1971 and he told me he had been made responsible for the handling of the hearings before Senator Ervin's subcommittee in connection with the charges that the military had been running politically motivated surveillance on U. S. citizens. Mr. Buzhardt said these were going to be difficult proceedings as the main problem was the multifarious nature of the surveillances, lack of control and lack of information as to the full extent thereof.

2. Mr. Buzhardt said the subcommittee staff had planned to go into surveillance of foreigners as well as U. S. citizens but he had pointed out the jurisdiction of the Federal Bureau of Investigation in this connection and he believed he had a commitment from Ervin and had a firm commitment from Senator Hruska that this subject would not be raised in the hearings in open or closed session.

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LAWRENCE R. HOUSTON  
General Counsel

cc: ✓ Legislative Counsel  
CI Staff

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